

# Order

Michigan Supreme Court  
Lansing, Michigan

March 7, 2008

Clifford W. Taylor,  
Chief Justice

132897  
132898

Michael F. Cavanagh  
Elizabeth A. Weaver  
Marilyn Kelly  
Maura D. Corrigan  
Robert P. Young, Jr.  
Stephen J. Markman,  
Justices

MARCIA DOWNS, f/k/a MARCIA  
DOUGLAS, as Personal Representative  
of the Estate of Natasha Douglas, Deceased,  
Plaintiff-Appellant,

v

SC: 132897  
COA: 256422  
Emmet CC: 04-008032-NH

MARILYN S. KEEBLER, f/k/a  
MARILYN S. MORRIS, DEBBIE  
PLUIM, a/k/a DEBRA PLUIM,  
JEFFREY W. WILDER, and  
DANIEL J. VERBURG, d/b/a  
DANIEL J. VERBURG, M.D., P.C.,  
d/b/a BAY VIEW OBSTETRICS &  
GYNECOLOGY, a/k/a BURNS  
CLINIC OBSTETRICS & GYNECOLOGY,  
Defendants-Appellees,

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MARCIA DOWNS, f/k/a MARCIA  
DOUGLAS, as Personal Representative  
of the Estate of Natasha Douglas, Deceased,  
Plaintiff-Appellant,

v

SC: 132898  
COA: 256462  
Emmett CC: 04-008040-NH

NORTHERN MICHIGAN HOSPITALS INC.,  
d/b/a NORTHERN MICHIGAN HOSPITAL,  
Defendant-Appellee.

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By order of April 25, 2007, the application for leave to appeal the November 28, 2006 judgment of the Court of Appeals was held in abeyance for *Mullins v St Joseph Mercy Hospital* (Docket No. 131879). On order of the Court, the case having been decided on November 28, 2007, 480 Mich 948 (2007), the application is again considered

and, pursuant to MCR 7.302(G)(1), in lieu of granting leave to appeal, we VACATE the judgment of the Court of Appeals and we REMAND this case to the Court of Appeals for reconsideration in light of the order in *Mullins* and our decision in *Kirkaldy v Rim*, 478 Mich 581 (2007).



10307

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

March 7, 2008

A handwritten signature in cursive script that reads "Corbin R. Davis".

Clerk